

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

INA STEINER, DAVID STEINER, and)
STEINER ASSOCIATES, LLC,)
Plaintiffs,)
v.)
EBAY INC., et al.)
Defendants.)
)

) Case No. 1:21-cv-11181-PBS
ORAL ARGUMENT
REQUESTED

**DEFENDANT WENDY JONES'S MOTION TO DISMISS THE
AMENDED COMPLAINT**

Defendant Wendy Jones hereby moves, pursuant to Federal Rule of Civil Procedure 12(b)(6), to dismiss the Amended Complaint in the above-captioned action as to all claims alleged against her. As grounds for this motion, Ms. Jones states that the Amended Complaint fails to state any claim upon which relief can be granted as to Ms. Jones. As set forth in Ms. Jones's accompanying memorandum of law, which Ms. Jones references and incorporates fully herein, the allegations directed at Ms. Jones are either conclusory or not factually connected to the tortious conduct alleged as to other defendants in this action.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), Ms. Jones respectfully requests oral argument in connection with this Motion to Dismiss. The undersigned counsel believe oral argument will assist the Court in evaluating the claims asserted against Ms. Jones and her defenses thereto.

Dated: April 21, 2023

Respectfully submitted,

/s/ Andrew J. O'Connor

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Counsel for Wendy Jones

CERTIFICATION PURSUANT TO L.R. 7.1(a)(2)

I, Andrew O'Connor, counsel for Wendy Jones, hereby certify that, in accordance with Local Rule 7.1(a)(2), counsel for Wendy Jones has conferred with counsel for Plaintiffs and have attempted in good faith to resolve or narrow the issues subject to this Motion. Plaintiffs' counsel stated that she opposes this Motion.

Dated: April 21, 2023

/s/ Andrew J. O'Connor

Andrew J. O'Connor

CERTIFICATE OF SERVICE

I hereby certify that on April 21, 2023, this document, filed through the CM/ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

Dated: April 21, 2023

/s/Andrew J. O'Connor

Andrew J. O'Connor